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असाधारण

EXTRAORDINARY

भाग II—खण्ड 3—उपखण्ड (ii)

PART II—Section 3—Sub-section (ii)

प्राधिकार से प्रकाशित

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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके

Separate paging is given to this Part in order that it may be filed as a separate compilation.

MINISTRY OF PETROLEUM AND CHEMICALS & MINES & METALS

(Department of Petroleum and Chemicals)

ORDER

New Delhi, the 18th August 1970

S.O. 2751.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order further to amend the Drugs (Prices Control) Order, 1970, namely :—

1. (1) This Order may be called the Drugs (Prices Control) Fourth Amendment Order, 1970.

(2) It shall come into force on the date of its publication in the Official Gazette.

2. In paragraph 14 of the Drugs (Prices Control) Order, 1970, for sub-paragraph (2) the following shall be substituted namely :—

“(2) The option referred to in sub-paragraph (1) shall be exercised and the price lists under the alternative pricing scheme accompanied by information and details of calculations regarding retail price as required in Form No. 3 shall be submitted to the Central Government by the manufacturer, importer or distributor, as the case may be, within two months of the commencement of this Order;

Provided that the Central Government may, for sufficient cause, either generally or in individual cases, extend the said period of two months to such further period or periods as it may deem fit so however, that the period or periods so extended shall not exceed four months from the date of commencement of this Order in any case;

Provided further that in the case of a manufacturer, importer or distributor who markets his product for the first time the aforesaid period of two months shall be computed from the date he commences production.

- (2A) Pending the decision of the Central Government on the price lists submitted to it under sub-paragraph (2), the manufacturer, importer or distributor may market his formulations as per price lists submitted by him under the said sub-paragraph:

Provided that in any case where the price for any formulation calculated in accordance with the provisions of sub-paragraph (1) is higher than the price prevailing on the 15th May, 1970, for such formulation, then until such time the decision of the Central Government on the price list submitted under sub-paragraph (2) is received, such formulation shall be marketed only at the price prevailing on the date aforesaid.

- (2B) (1) The Central Government shall have the power to approve or modify the price of any formulation included in the price list submitted to it under sub-paragraph (2) and shall communicate its decision to the manufacturer, importer or distributor not later than the 31st December, 1970.
- (2) The prices of the formulations shall take effect from the date on which the price of each of them is approved or as the case may be modified by the Central Government.
- (3) Where the Central Government modifies the price of any formulation, it shall communicate in writing the reasons for such modification, to the manufacturer, importer or distributor."

[No. 17(53)/70-CH.III.]

A. SATYANARAYANA, Dy. Secy.